

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION

Robert Gene Bailey,	)	
	)	
	)	
Plaintiff,	)	
	)	
v.	)	<b>JUDGMENT</b>
	)	
R.M. Ashley, C.C. Blake, Joseph Gardner,	)	No. 5:13-CV-440-BR
P.J. Graham, K.D. Mackey, Ron Smith,	)	
William C. Toman, Jr. and	)	
Unknown Female Officer ,	)	
	)	
Defendants.	)	
	)	

**Decision by Court.**

This action came before Senior United States District Judge W. Earl Britt for frivolity review pursuant to 28 U.S.C. § 1915.

**IT IS ORDERED, ADJUDGED AND DECREED** that this action is hereby dismissed without prejudice.

**This judgment filed and entered on July 9, 2013, and served on:**

Robert Gene Bailey (via US Mail at Hyde Correctional Institution, PO Box 278, Swan Quarter, NC 27885)

July 9, 2013

/s/ Julie A. Richards,  
Clerk of Court